

State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor
George E. Meyer, Secretary
Gloria L. McCutcheon, Regional Director

Southeast Regional Headquarters
2300 N. Dr. ML King Drive, PO Box 12436
Milwaukee, Wisconsin 53212-0436
Telephone 414-263-8500
FAX 414-263-8483
TDD 414-263-8713

December 6, 2000

Mr. Richard Trewyn
Purdue Corporation
2101 W. Purdue St.
Milwaukee, WI 53209

Subject: Final Closure for Purdue Corporation, 2101 W. Purdue St., Milwaukee, WI

FID: 241283790
BRRTS: 03-41-000674
BRRTS: 03-41-003979

Dear Mr. Trewyn:

I have received the filed groundwater use and deed restriction for the above-named site on this date from Claudia Jordan of Michael Best & Friedrich LLP. Based on the investigation and remedial documentation provided to the Department, it appears that the above-named site is in compliance with the requirements of Chs. NR 700 to 724, Wis. Admin. Code. Therefore, the Department considers the case closed and tracked as such, having determined that no further action is necessary at the site at this time. However, the case may be reopened pursuant to S. NR 726.09, Wis. Admin. Code, if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety, welfare, or the environment.

The Department appreciates the actions you have taken to investigate and remediate the contamination at this site. If you have any questions or comments, please feel free to contact me at the above address or at (414) 263-8644. Please refer to the FID number at the top of this letter in any future correspondence. Future correspondence should be sent directly to the Remediation and Redevelopment programs assistant (263-8680) at the above address.

Sincerely,

John J. Hnat
Hydrogeologist
Remediation and Redevelopment

C: Claudia Jordan, M. Best & Friedrich
Wayne Fassbender, GAS
WDNR SER Files

7992203

RECEIVED REGISTRATION 11-21-2000	REGISTER'S OFFICE SS Milwaukee County, WI RECORDED AT 1:03 PM 11-21-2000
Document Number	WALTER R. BARCZAK REGISTER OF DEEDS AMOUNT 14.00
GROUNDWATER USE RESTRICTION	
Declaration of Restrictions	
In re: 2201 W. Purdue Street, Milwaukee, WI <i>(The property described in the attached Attachment A, which is hereby made a part of this Restriction.)</i>	
STATE OF WISCONSIN) COUNTY OF MILWAUKEE)) SS	Recording Area Name and Return Address Purdue Corporation c/o Pamela L. Gergens, Esquire MICHAEL BEST & FRIEDRICH LLP 100 E. Wisconsin Avenue, Suite 2800 Milwaukee, Wisconsin 53202-4108

231-0486-1

Parcel Identification Number (PIN)

WHEREAS, Purdue Corporation, is the owner of the above-described property.

WHEREAS, one or more petroleum contaminated soil discharges have occurred at this property. Benzene, 1,2-dichloroethane, vinyl chloride, and methylene chloride are present in the groundwater at monitoring wells, above the NR 140, Wis. Adm. Code, Enforcement Standards within a portion of the parcel as referenced on Graef, Anhalt, Schloemer and Associates, Inc. ("GAS") Figure 1, attached and hereby made a part of this Restriction. Specifically, the most recent groundwater monitoring event at the site occurred on October 29, 1998. In that monitoring event, the laboratory detected 7 parts per billion (ppb) benzene, 7.6 ppb 1,2-dichloroethane, and 1.9 ppb of vinyl chloride in the groundwater sample collected from monitoring well MW-101. In the same groundwater sampling event, the groundwater sample from monitoring well MW-301 contained 5.7 ppb of methylene chloride.

WHEREAS, it is the desire and intention of the property owner to impose on the property restrictions which will make it unnecessary to conduct additional soil or groundwater remediation activities on the property at the present time.

WHEREAS, natural attenuation has been approved by the Department of Natural Resources to remediate groundwater contamination exceeding ch. NR 140, Wis. Adm. Code, groundwater standards within the boundaries of this property.

WHEREAS, construction of wells where water quality exceeds the drinking water standards in ch. NR 809, Wis. Adm. Code, is restricted by chs. NR 811, Wis. Adm. Code, and NR 812, Wis. Adm. Code; therefore, special well construction standards or water treatment requirements, or both or well construction prohibitions may apply.

NOW, THEREFORE, the owner hereby declares that all of the property described above is held and shall be held, conveyed or encumbered, leased, rented, used, occupied and improved subject to the following limitation and restrictions:

Anyone who proposes to construct or reconstruct a water supply well on this property is required to contact the Department of Natural Resources' Bureau of Drinking Water and Groundwater, or its successor agency, to determine what specific requirements, are applicable, prior to constructing or reconstructing a well on this property. No water supply well may be constructed or reconstructed on this property unless applicable requirements are met.

If construction is proposed on this property that will require dewatering, or if groundwater is to be otherwise extracted from this property, while this groundwater use restriction is in effect, the groundwater shall be sampled and analyzed for contaminants that were previously detected on the property and any extracted groundwater shall be managed in compliance with applicable statutes and rules.

This restriction is hereby declared to be a covenant running with the land and shall be fully binding upon all persons acquiring the above-described property whether by descent, devise, purchase or otherwise. This restriction benefits and is enforceable by, the Wisconsin Department of Natural Resources, its successors and assigns. The Department, its successors or assigns, may initiate proceedings at law or in equity against any person or persons who violate or are proposing to violate this covenant, to prevent the proposed violations or to recover damages for such violation.

Any person who is or becomes owner of the property described above may request that the Wisconsin Department of Natural Resources or its successor issue a determination that the restrictions set forth in this covenant are no longer required. Upon receipt of such a request, the Wisconsin Department of Natural Resources shall determine whether or not the restrictions contained herein can be extinguished. If the Department determines that the restrictions can be extinguished, an affidavit, with a copy of the Department's written determination, may be recorded to give notice that this groundwater use restriction is no longer binding.

Donald G.

By signing this document, Robert A. McNamara, President, asserts that he is duly authorized to sign this document on behalf of Purdue Corporation.

IN WITNESS WHEREOF, the owner of the Property have executed this Declaration of Restrictions, this 30 day of October, 2000.

Signature:

Robert A. McNamara

Printed Name:

Robert A. McNamara

Title:

President

ACKNOWLEDGEMENT

State of Wisconsin)

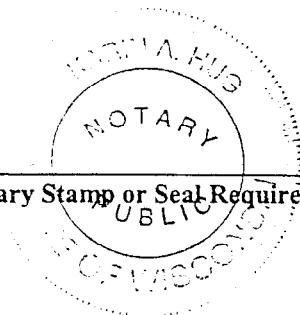
County of Milwaukee s.s.

Personally came before me this 30 day of October, 2000, the above-named Robert A. McNamara to me known to be the person who executed the foregoing instrument and acknowledge the same.

[Signature]
Notary Public, Milwaukee County, WI

My Commission Expires: March 4, 2001

[Notary Stamp or Seal Required]



This document was drafted by:

Pamela L. Gergens, Esquire; Michael Best & Friedrich LLP; 100 East Wisconsin Ave., Ste. 2800; Milwaukee, WI 53202-4108 based upon information provided by the Wisconsin Department of Natural Resources.

Attachment A

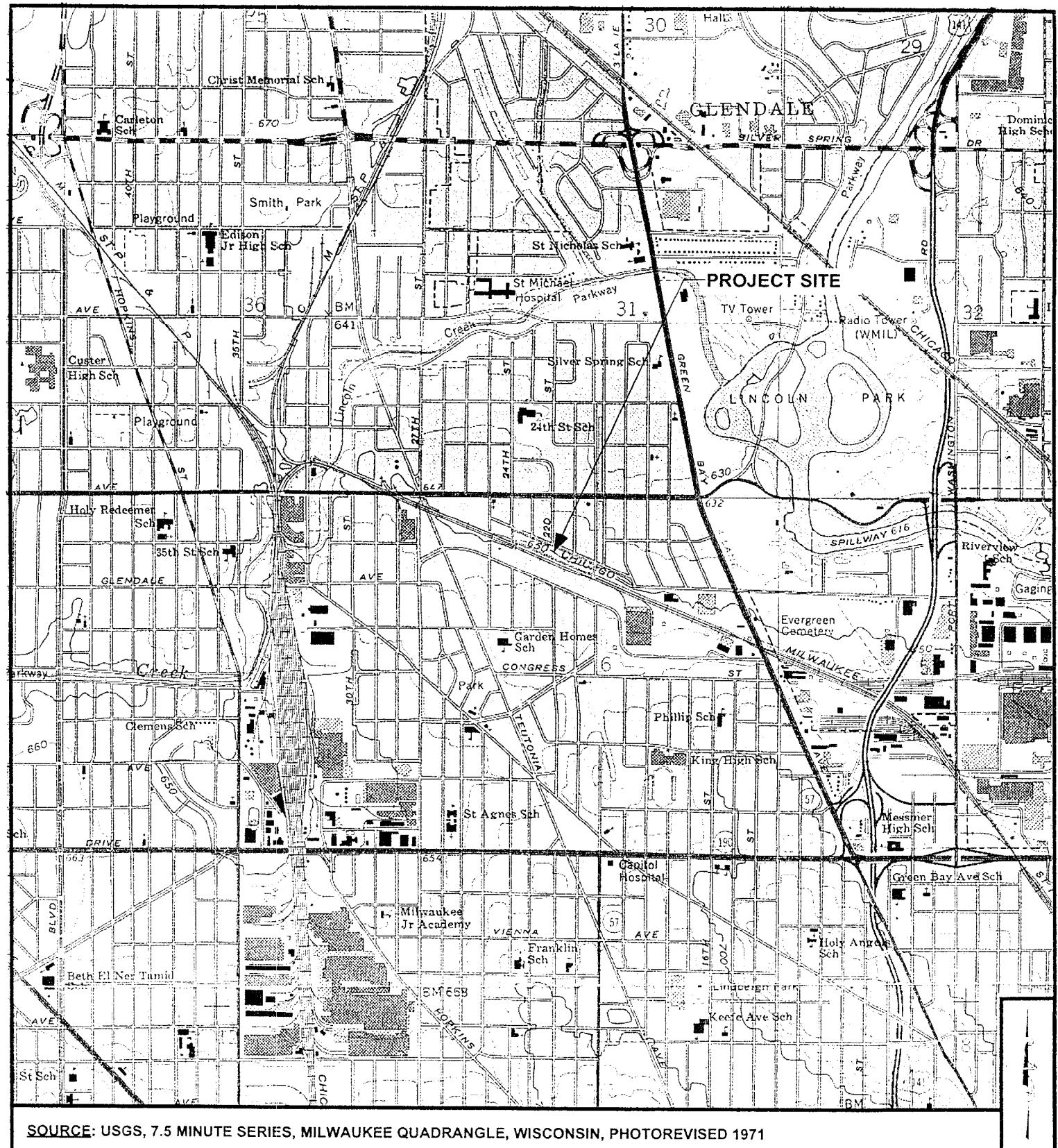
Legal Description
2201 W. Purdue Street, Milwaukee, WI

Tax Parcel No. 231-0486-1

That part of Block numbered Four (4) in Homestead Terrace, being a Subdivision of a part of the North West $\frac{1}{4}$ of Section 6, Town 7 North, of Range 22 East in the City of Milwaukee, described as follows: Commencing at a point in the Northerly line of Block 4 of Homestead Terrace, 321.84 feet Southeasterly of the North West corner of said Block 4; thence Southeasterly on and along the Northerly line of said Block 4, 65 feet to a point; thence Southwesterly and at right angles to the Northerly line of said Block 4, 150 feet to the Southerly line of said Block 4; thence Northwesterly on and along the Southerly line of said Block 4, 65 feet to a point; thence Northeasterly 150 feet to the place of beginning.

Ref: Warranty Deed dated 2/14/51, Vol. 2849, Page 602, Document No. 3005800, recorded 2/14/51.

RECEIVED



SOURCE: USGS, 7.5 MINUTE SERIES, MILWAUKEE QUADRANGLE, WISCONSIN, PHOTOREVISED 1971

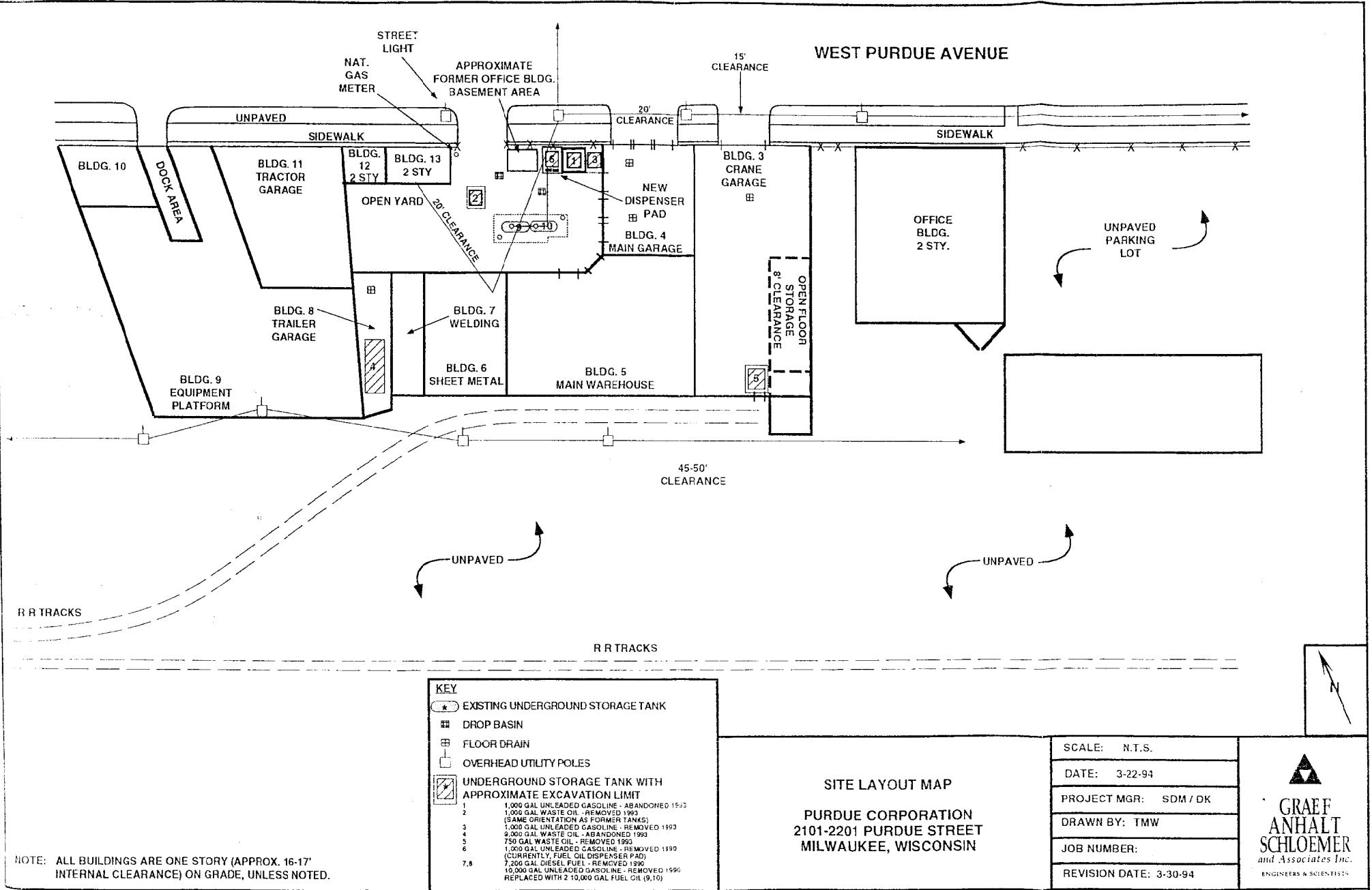
GENERAL SITE LOCATION MAP

PURDUE CORPORATION
2101-2201 PURDUE STREET
MILWAUKEE, WISCONSIN

SCALE:	1" = 2,000'
DATE:	09-07-99
PROJECT MGR:	WPF
DRAWN BY:	JZ
JOB NUMBER:	948507
REVISION DATE:	



GRAEF
ANHALT
SCHLOEMER
and Associates Inc.
ENGINEERS AND SCIENTISTS



NOTE: ALL BUILDINGS ARE ONE STORY (APPROX. 16-17'
INTERNAL CLEARANCE) ON GRADE, UNLESS NOTED.

FIGURE 1



GRAEF
ANHALT
SCHLOEMER

and Associates Inc.

ENGINEERS & SCIENTISTS

ENVIRONMENTAL SERVICES
DIVISION

- LEGEND
- 644 GROUNDWATER CONTOUR
 - ↗ DIRECTION OF GROUNDWATER FLOW
 - ◆ SOIL BORING
 - ◆ MONITORING WELL
 - GUY POLE
 - FUEL FILL MANHOLES
 - T-DIA IRON PIPE (SET)
 - POWER POLE
 - STORM INLET
 - ▲ GUY WIRE
 - ◆ DIA IRON PIPE (FOUND)

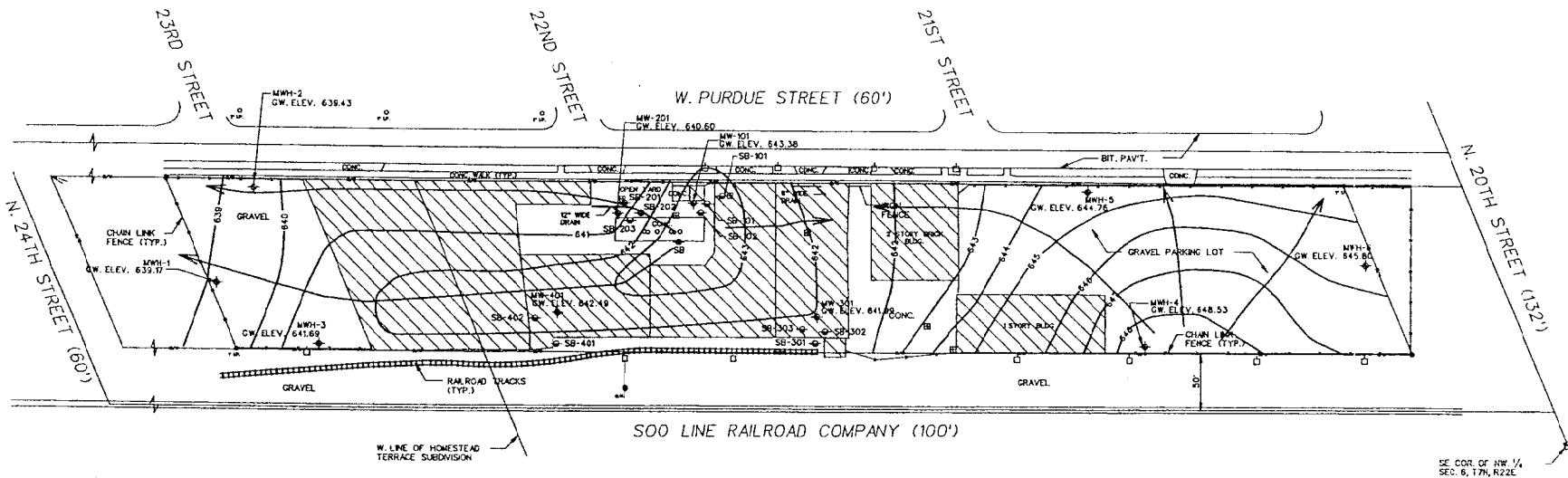
OTHER OFFICES LOCATED AT:
GREEN BAY, WISCONSIN
MADISON, WISCONSIN
CHICAGO, ILLINOIS

PROJECT NAME:

PURDUE CORPORATION
2101-2201 PURDUE STREET
MILWAUKEE, WISCONSIN

SHEET TITLE:

GROUNDWATER CONTOUR
MAP



0 50 100
SCALE (FEET)

PROJECT NUMBER: 948507

DATE: 05-31-96

PROJECT MGR: WPF

DRAWN BY: TMW/JZ

FILE NAME: CONTOUR.DCN

SCALE: 1" = 100'

REVISION DATE: 09-07-99

FIGURE 10

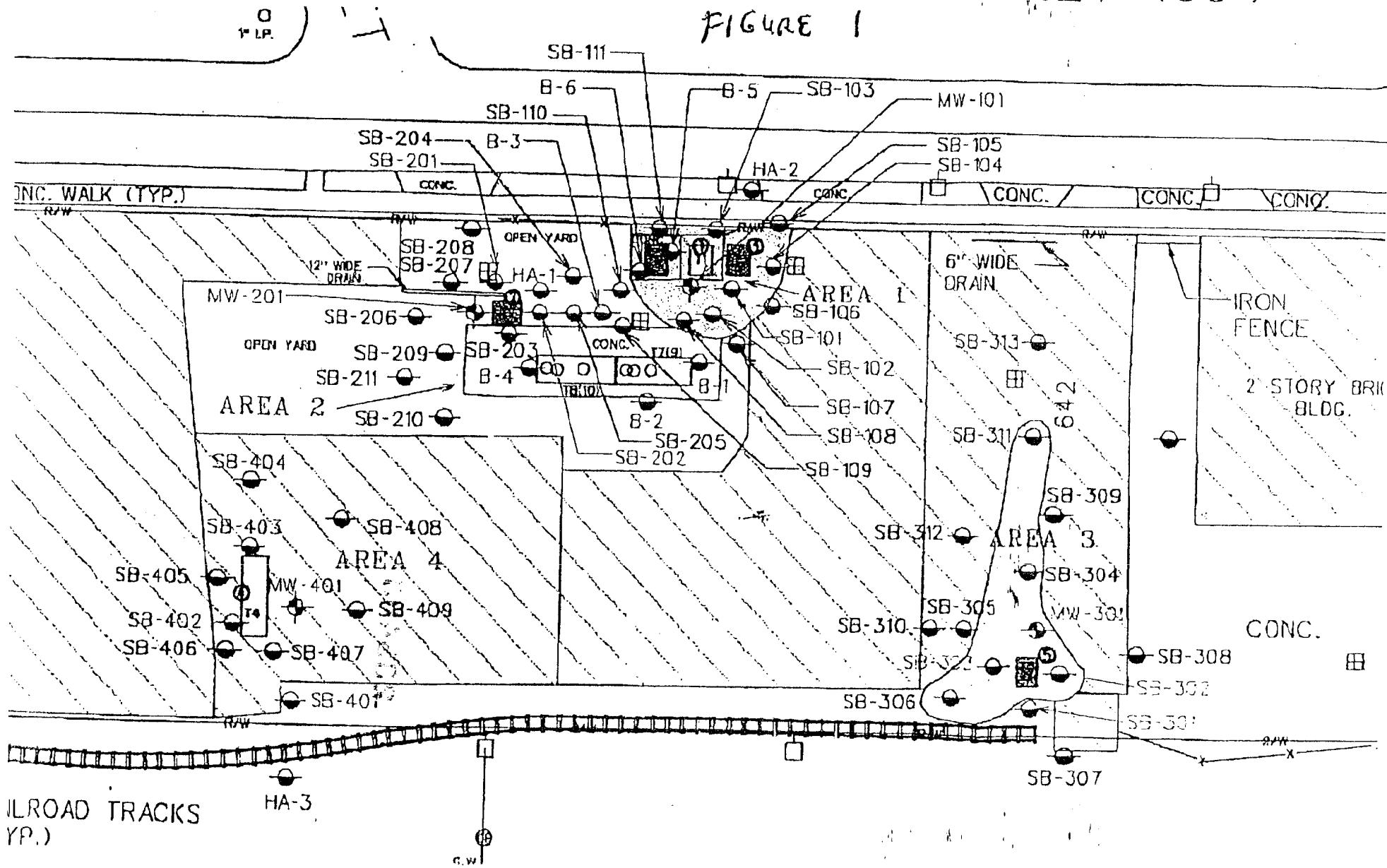
101-16 RE IV (60)
JUL - 3 2000
By

ESTIMATED EXTENT OF GROUNDWATER CONTAMINATION WITH COMPOUNDS DOCUMENTING NSD-A ENFORCEMENT STANDARDS		PROJECT NUMBER: SB-030
		DATE: 04-17-00
		PROJECT NO.: VTF
		GRANV. NO.: 301-140
		FILE NAME: SALZGITTER.DGN
		SCALE: 1" = 40'
		REVISION DATE: 6-13-00

**GRAEF
ANHALT
SCHLOEMER**
ENVIRONMENTAL
SERVICES
DIVISION

PURDUE STREET (60')

FIGURE 1





**GRAEF
ANHALT
SCHLOEMER**
and Associates Inc.
ENGINEERS & SCIENTISTS

ENVIRONMENTAL SERVICE
DIVISION

OTHER OFFICES LOCATED AT:
GREEN BAY, WISCONSIN
MADISON, WISCONSIN
CHICAGO, ILLINOIS

PROJECT NAME:
PURDUE CORPORATION
2101-2201 PURDUE STREET
MILWAUKEE, WISCONSIN

SHEET TITLE:

GEOLOGICAL FENCE DIAGRAM

PROJECT NUMBER: 948607
DATE: 05-01-96
PROJECT MGR: WPF
DRAWN BY: TMW/JZ
FILE NAME: GEFEN-R02
SCALE: AS SHOWN
REVISED: 04-15-97

